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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

Austin M. Higley, Kyle J. Clark, and
Ryan D. Clark

Plaintiffs,

vs.

CALIFORNIA STATE
UNIVERSITY; Joseph Castro,
Acting Chancellor of the
CALIFORNIA STATE
UNIVERSITY SYSTEM, in his
official and personal capacities;
Gayle E. Hutchinson, President of
the CALIFORNIA STATE
UNIVERSITY, Chico Campus, in
her official and personal capacities;
Xavier Becerra, Secretary of the U.S.
DEPARTMENT OF HEALTH AND
HUMAN SERVICES, in his official
and personal capacities; Dr. Anthony
Fauci, Director of the NATIONAL
INSTITUTE OF ALLERGIES AND
INFECTIOUS DISEASES, in his
official and personal capacities; Dr.
Janet Woodcock, Acting
Commissioner of the U.S. FOOD
AND DRUG ADMINISTRATION,
in her official and personal

Case No: 2:21-at-5833

Declaration of Kyle J. Clark

capacities; U.S. DEPARTMENT OF
HEALTH AND HUMAN
SERVICES, FOOD AND DRUG
ADMINISTRATION; CENTER
FOR DISEASE CONTROL AND
PREVENTION; NATIONAL
INSTITUTES OF HEALTH;
NATIONAL INSTITUTE OF
ALLERGIES AND INFECTIOUS
DISEASES; and John and Jane Does
I-V,
Defendants.

DECLARATION OF PLAINTIFF KYLE J. CLARK

I am a Plaintiff in the above-entitled action.

1. I am over the age of 18, and have personal knowledge of the following facts.
2. I am currently, and at all times mentioned in the Complaint filed concurrently herewith, a student at the California State University, Chico campus.
3. My major is Construction Management.
4. I was infected with the COVID-19 virus on or about January 25, 2020.
5. On or about Thursday April 22, 2021, I received an email from Defendant Gayle E. Hutchinson stating that Defendant Joseph I. Castro, Chancellor of the California State University system has mandated that all students, faculty, and staff must be vaccinated against the Covid-19 virus before the start of the fall semester. (See Exhibit 1)
6. I do not consent to receive the COVID-19 vaccine.

I declare under the penalties of perjury the foregoing is true and correct.

Executed this 23rd day of June, 2021 at Rocklin, California..



Kyle J. Clark